

Amendment No. 1 to SB0508

Crowe

Signature of Sponsor

AMEND Senate Bill No. 508

House Bill No. 396\*

by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. The commissioner of health is directed to develop a plan that will lead to establishing a statewide colorectal cancer awareness, prevention, early detection and treatment program which ensures the availability of colorectal screening to citizens of the state who are uninsured and underinsured as soon as is reasonably possible. The commissioner shall develop a proposal for this plan and present it and any related legislative and budgetary recommendations to the house health and human resources committee and the senate general welfare, health and human resources committee on or before February 1, 2011. In developing this plan the commissioner shall examine the availability of federal resources for attaining the goal of the plan and shall also consult with the department of finance and administration and the department of commerce and insurance.

SECTION 2. Tennessee Code Annotated, Title 56, Chapter 7, Part 25, is amended by adding a new, appropriately designated section thereto:

Section 56-7-25\_\_.

(a) "Colorectal screening test" means a screening or test provided in accordance with current colorectal screening guidelines established by a nationally recognized organization such as the American Cancer Society.

(b) Any individual, franchise, blanket or group health insurance policy, medical service plan contract, hospital service corporation contract, hospital and medical service corporation contract, managed health insurance issuer contract, fraternal benefits society plan, or health maintenance organization plan that provides coverage for hospital and surgical expense insurance and that is delivered, issued for delivery, amended or renewed in this state on or after January 1, 2011, shall provide coverage for colorectal screening tests.

(c) The coverage required by this section may be subject to annual deductible, co-pays, co-insurance and contractual requirements established for other similar benefits within the policy or contract; provided, that the annual deductible, co-pays, co-insurance and contractual requirements for the coverage required by this section are no greater or more restrictive than those established for other similar benefits within the policy or contract of insurance.

(d) Nothing in this section shall apply to accident only, specified disease, hospital indemnity, medicare supplemental, long-term care, disability or other limited benefit insurance policies or to any employer plan exempt from regulation under this title due to § 514 of the Employee Retirement Income Security Act of 1974 (ERISA), compiled in 29 U.S.C. § 1144.

SECTION 3. This act shall take effect July 1, 2010, the public welfare requiring it.